

## REMARKS


Appellant submits the brief filed herewith responsive to a Notification of Non-Compliance With 37 C.F.R. 1.192(c) mailed by the Office on November 17, 2004. Appellant submits that the brief filed herewith complies with 1.192(c). Appellant files this amendment which cancels claim 107 pursuant to 37 C.F.R. §1.116. Cancellation of claim 107 is respectfully requested.

No fee is believed to be due for the filing of this Amendment or Appeal Brief in response to the Notification mailed by the Office on November 17, 2004 in view of the fees paid with the Brief filed August 18, 2004. However, in the event that a fee is due, Appellant authorizes the Commissioner to charge Deposit Account No. 23-0925 for any fee or fee deficiency for the filing of this Brief or Amendment.

The Examiner is requested to phone the undersigned if the Examiner believes such would facilitate prosecution of the present application. The undersigned is available for telephone consultation at any time during normal business hours (Pacific Time Zone).

Respectfully submitted,

Dated: 12/16/04

By:   
James D. Shaurette  
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